

## **MINUTES**

### **INDIANA BOARD OF CHIROPRACTIC EXAMINERS**

**JANUARY 6, 2011**

#### **I. CALL TO ORDER AND ESTABLISHMENT OF QUORUM**

Dr. Bernzott called the meeting to order at 9:00 a.m. in Conference Center Room 2 of the Indiana Government Center South, 302 West Washington Street, Indianapolis, Indiana, and declared there was not a quorum in accordance with Indiana Code § 25-10-1-1.5(d).

##### **Board Members Present:**

John Bernzott, D.C.  
Marian Klaes-Lanham, D.C.  
David Frischman, D.C.

##### **Board Members Absent:**

David Dyer, D.C., Chairman  
Charles Cochran, D.C., Vice Chairman  
David Davis, D.C.

##### **State Officials Present:**

Cindy Vaught, Board Director, Professional Licensing Agency  
Heather Hollcraft, Assistant Board Director, Professional Licensing Agency  
Liz Brown, Deputy Attorney General, Office of the Attorney General

#### **II. ADOPTION OF AGENDA**

The agenda could not be adopted due to the lack of a quorum.

#### **III. ADOPTION OF THE MINUTES FROM THE OCTOBER 7, 2010 MEETING**

The minutes from the October 7, 2010 meeting of the Board could not be adopted due to the lack of a quorum.

#### **IV. APPEARANCES**

##### **A. PROBATIONARY**

There were no probationary appearances before the Board.

##### **B. RENEWAL**

There were no renewal appearances before the Board.

**C. APPLICATION**

There were no application appearances before the Board.

**V. ADMINISTRATIVE HEARING**

1. **Brian Lee Green, D.C., License No. 08001136A**  
Administrative Cause No. 2010 IBCE 0001  
Re: Petition to Withdraw Probation

The administrative hearing will be rescheduled for next scheduled meeting.

**VI. SETTLEMENT AGREEMENTS**

There were no settlement agreements before the Board.

**VII. NOTICE OF PROPOSED DEFAULT**

There was no notice of proposed defaults before the Board.

**VIII. OLD/NEW BUSINESS**

There was no old/new business discussed by the Board.

**IX. DISCUSSION**

**A. Continuing Education Audit for 2010**

Indiana Professional Licensing Agency has completed the random continuing education audit for the renewal period of July 1, 2008 to July 1, 2010. Of the fifteen (15) chiropractors chosen randomly for the audit, four (4) were found to be in non-compliance. A \$50.00 civil penalty per credit hour will be assessed not to exceed the maximum civil penalty of \$1,000.00 as permitted by statute and the requirement of the chiropractor to make up the lacking continuing education hours of which cannot be carried over to the next renewal.

**B. Board Approval of Continuing Education Seminars**

A discussion was held by the Board and their legal counsel regarding the Board's right to approve applications for continuing education sponsors that do not fall under the "automatic approval" as outlined in statute.

## **X. APPLICATION REVIEW**

### **A. Endorsement Applications**

#### **1. Dennis O. Edwards, D.C.**

Dr. Edwards' application for licensure by endorsement will be reviewed at the next scheduled meeting.

### **B. Examination Applications**

There were no examination applications to review.

### **C. Temporary Permits**

There were no temporary permits to review.

### **D. Professional Corporation Applications**

There were no professional corporation applications to review.

## **XI. PROBATIONARY REPORT**

There were no probationary reports before the Board.

## **XII. CONTINUING EDUCATION**

There was no continuing education to review.

## **XIII. REPORTS**

### **A. Indiana State Chiropractic Association**

Lori Rebuck from the ISCA spoke to the Board regarding the Spring Conference scheduled for March 4-6, 2011 in Indianapolis, Indiana. There is also current legislation in this legislative session regarding chiropractors and Medicaid.

### **B. International Chiropractic Association of Indiana**

There was no report given by the ICA.

**C. Consumer Complaints – Dr. Bernzott**

There was no report given regarding consumer complaints.

**D. Continuing Education – Dr. Klaes-Lanham, Dr. Frischman & Dr. Davis**

There was no report given regarding continuing education.

**XIV. ADJOURNMENT**

There being no further business, and having completed its duties, the meeting of the Indiana Board of Chiropractic Examiners adjourned at 10:15 a.m.